

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

UNITED STATES OF AMERICA §
PLAINTIFF, §
§
VS. § CRIMINAL NO. 4:15-CR-0151-O
§
GAVIN SEGUIN, *et seq.*, §
DEFENDANTS. §

ORDER

Before the Court is Defendant Gavin Seguin’s Amended Motion to Continue Trial (ECF No. 98). After reviewing the motion, the Court finds that the trial date for all defendants¹ currently set for July 24, 2015, should be reset for the reasons that follow, and the Court resets the case for trial on **August 24, 2015 at 9:00 A.M.**

Pursuant to 18 U.S.C. §3161(h), a court can grant an “ends of justice” continuance at the request of a defendant or defendant’s attorney if the court does so on the basis of the finding “that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.” *Id.* One of the factors a court may consider in granting an “ends of justice” continuance is “[w]hether the failure to grant such a continuance . . . would deny counsel for the defendant . . . the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.” 18 U.S.C. §3161(h)(7)(B)(iv).

Based on the reason in the motion, the Court finds (1) that the ends of justice served

¹The court may continue the trial date for all co-defendants in the same case when only one moves for a continuance. See *United States v. Jones*, 56 F.3d 581, 584 n.4 (5th Cir. 1995).

by the granting of a trial continuance outweigh the best interests of the public and defendants in a speedy trial; (2) that the failure to grant a continuance in this case would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence; and (3) that taking into account the exercise of due diligence by counsel, a continuance of the duration granted by this order is necessary for effective preparation by defense counsel. All pretrial deadlines are extended for 30 days.

SO ORDERED on this the 23rd day of June, 2015.



Reed O'Connor
UNITED STATES DISTRICT JUDGE